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13
14 UNITED STATES DISTRICT COURT
15 FOR THE EASTERN DISTRICT OF CALIFORNIA

16 DAYMON JOHNSON,

Case No. 1:23-cv-00848-CDB

17 Plaintiff,

PLAINTIFF'S NOTICE OF MOTION
18 AND MOTION FOR PRELIMINARY
19 INJUNCTION

v.

20 STEVE WATKIN, et al.,

21 Defendants.

22 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

23 PLEASE TAKE NOTICE THAT Plaintiff Daymon Johnson will and hereby does
24 respectfully move pursuant to Fed. R. Civ. P. 65(a) for a preliminary injunction, said motion which
25 he proposes to notice for a hearing on August 24, 2023 at an as-yet to be determined courtroom,
26 prohibiting Defendants, their officers, agents, servants, employees, and all those acting in concert
27 with them who receive notice of the injunction, from enforcing Cal. Educ. Codes §§ 87732 and
28 87735 and Kern Community College District Board Policy 3050 against Plaintiff Johnson on the
basis of the content and viewpoint of his speech on political and social issues, and further enjoin
Defendants, their officers, agents, servants, employees, and all those acting in concert with them
who receive notice of the injunction, from enforcing Cal. Code of Regs., tit. 5, §§ 51200, 51201,
53425, 53601, 53602, and 53605, pending final judgment.

1 The grounds for this motion are set forth in the accompanying Memorandum of Points and
2 Authorities, and declarations and exhibits in support which are being filed together with this motion
3 and are expressly incorporated by reference herein.

4 Date: July 13, 2023

Respectfully submitted,

5 By: /s/ Alan Gura
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